

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.: 09/315,680 (Reissue) Confirmation No.: 6820  
Applicant(s): Peter Nicholls et al.  
Filed: May 20, 1999  
Art Unit: 3628  
Examiner: Frantzy Poinvil  
Title: LOGISTICS SYSTEM FOR AUTOMATING  
TRANSPORTATION OF GOODS

Docket No.: 018360/204167  
Customer No.: 00826

Mail Stop Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## RENEWED PETITION UNDER 37 C.F.R § 1.183

1. Assignee hereby requests reconsideration of the "Petition to Waive Signature Requirement of Non-Signing Inventors," filed February 13, 2007, and renewed petition filed December 7, 2007 in view of the revised and executed Supplemental Declaration submitted herewith.
2. As background, the above referenced application was filed May 20, 2007 as a reissue of U.S. Patent No. 5,631,827.
3. On August 25, 2006, the United States Patent and Trademark Office ("USPTO") issued an Office Action in the present reissue application requiring that a supplemental oath be submitted before the reissue application would be allowed.
4. On February 13, 2007, a supplemental oath was submitted to the USPTO that included signatures for all of the named inventors except Peter Nicholls and Steve Johnson.

Accompanying the supplemental oath were the above-referenced petition and supporting declarations detailing efforts by the Assignee to locate the inventors.

5. The petition was dismissed on May 16, 2007 as being deficient with respect to efforts directed to locating Mr. Nicholls. The Petitions Office suggested that diligent efforts to locate Mr. Nicholls could be shown through the searching of a national registry or other database for a current address for Mr. Nicholls.
6. On December 7, 2007, a Renewed Petition under 37 C.F.R. § 1.183 was filed that detailed additional efforts taken by the Assignee to locate Mr. Nicholls. These additional efforts included Internet searches of Belgian White Pages and Internet keyword searches using the Google™ search engine.
7. On January 15, 2008, the Renewed Petition was dismissed with the sole issue being that the declaration was defective because no residence or mailing address had been provided for joint inventor Nicholls. The Supplemental Declaration submitted with the earlier petition listed inventor Nicholls' address as "unknown."
8. A revised Supplemental Declaration has been created that lists inventor Nicholls' last known address. This revised Supplemental Declaration has been executed by all of the inventors except Mr. Johnson and Mr. Nicholls, for whom unsuccessful diligent efforts have been made to secure their cooperation.
9. In light of the revised and executed Supplemental Declaration submitted herewith, reconsideration of Assignee's "Petition to Waive Signature Requirement of Non-Signing Inventors" is therefore requested as necessary to preserve the rights of and to prevent irreparable damage to the Assignee. Justice requires that this petition be granted in light of the diligent efforts of the Assignee in attempting to secure the cooperation of Mr. Nicholls and Mr. Johnson.

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14. The surcharge fee set forth in § 1.17(f) required by 37 C.F.R. 1.183, is paid as follows:

- ☐ check in the amount of \$400
- ☒ Charge Deposit Account 16-0605 the \$400
- ☒ Charge any additional fees required by this paper or credit any overpayment to Deposit Account 16-0605.

Respectfully submitted,

/Jeffrey A. Cooper/

Jeffrey A. Cooper  
Registration No. 54,757

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